

THIRTIETH DAY—MONDAY, MARCH 1, 1971

The House met at 11:00 a.m. and was called to order by the Speaker.

The roll of the House was called and the following Members were present:

Mr. Speaker	Doran	Kilpatrick	Salem
Adams	Doyle	Kost	Salter
Agnich	Dramberger	Kubiak	Sanchez
Allen, Joe	Earthman	Lemmon	Santiesteban
Allen, John	Farenthold	Lewis	Schulle
Angly	Finck	Ligardé	Semos
Atwood	Finnell	Lombardino	Shannon
Baker	Floyd	Longoria	Sherman
Bass, T.	Foreman	Lovell	Short
Beckham	Gammage	McAlister	Silber
Bigham	Garcia	McKissack	Simmons
Blanton	Grant	Mengden	Slack
Blythe	Graves	Moncrief	Slider
Bowers	Hanna, Joe	Moore, A.	Smith
Boyle	Hannah, John	Moore, G.	Solomon
Braecklein	Harding	Murray	Spurlock
Braun	Harris	Nabers	Stewart
Burgess	Hawkins	Nelms	Stroud
Bynum	Hawn	Neugent, D.	Swanson
Caldwell	Haynes	Newton	Tarbox
Calhoun	Head	Nichols	Traeger
Carrillo	Heatly	Niland	Truan
Cates	Hendricks	Nugent, J.	Tupper
Cavness	Hilliard	Ogg	Uher
Christian	Holmes, T.	Orr	Vale
Clark	Holmes, Z.	Parker, C.	Von Dohlen
Clayton	Howard	Parker, W.	Ward
Coats	Hubenak	Patterson	Wayne
Cobb	Hull	Pickens	Wieting
Cole	Ingram	Poerner	Williams
Craddick	Jones, D.	Poff	Williamson
Daniel	Jones, E.	Presnal	Wolff
Davis, D.	Jones, G.	Price	Wyatt
Davis, H.	Jungmichel	Reed	
Denton	Kaster	Rosson	

Absent

Allred	Cruz	Golman	Johnson
Bass, B.	Finney	Hale	Moreno

Absent-Excused

Atwell	Lee	Moore, T.	Rodriguez
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A quorum of the House was announced present.

The Invocation was offered by Chaplain Clinton Kersey.

LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence for today on account of important business:

Mr. Atwell on motion of Mr. McKissack.

Mr. Tom Moore on motion of Mr. Bigham.

Mr. Rodriguez on motion of Mr. Harris.

Mr. Lee, temporarily for today, on motion of Mr. Mengden.

MESSAGE FROM THE SENATE

Austin, Texas, March 1, 1971

Honorable Gus Mutscher, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has concurred in House Amendments to SB 42 by 30 Yeas, 0 Nays.

I am directed by the Senate to inform the House that the Senate has passed the following:

HCR 55, By Braun, Nichols, et al: Commending Michael Bennett.

HCR 56, By Solomon: Commending Judge R. T. Wilkinson.

HB 77, By Head: Relating to the jurisdiction of the County Court of Smith County and the County Court at Law of Smith County and the exchange of benches between the judges of those courts; amending Sections 2, 3, and 12, Chapter 232, Acts of the 58th Legislature, 1963, as amended (Article 1970-348, Vernon's Texas Civil Statutes); and declaring an emergency.

SB 140, By Moore: Creating the Texas Motor Vehicle Commission; licensing new motor vehicle dealers, manufacturers, and distributors; and providing certain prohibited acts on their part.

SB 212, By Brooks: An Act relating to the Firemen's Relief and Retirement Fund in certain cities; amending Sections 6B, 7B, and 7C, and Subsections (a) and (b), Section 10E, Chapter 125, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 6243e, Vernon's Texas Civil Statutes); and declaring an emergency.

SB 317, By Aikin: An Act amending Section 19A, Chap. 292, Acts of the 61st Leg., R. S., 1969 to provide for junior college districts the same status provided for school districts under provisions of the Texas Tort Claims Act; etc.

SB 363, By Kennard: An Act amending Section 1, Chapter 472, Acts of the 59th Legislature, 1965 (Article 2326j-52, V.T.C.S.); and repealing Section 11, Chap. 761, Acts of the 61st Leg., 1969; relating to salaries of court reporters for designated courts in Tarrant County; and declaring an emergency.

SCR 35, By Snelson: In memory of Mr. Del S. Beeman.

SCR 36, By Aikin: Authorizing the Lieutenant Governor and Speaker of the House to name a committee to comprise a joint committee of the Legislature to be known as the Joint House-Senate Liaison Committee.

Respectfully,
CHARLES A. SCHNABEL
Secretary of the Senate

Representatives Golman and Johnson entered the House and were announced present.

BILLS AND RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed in the presence of the House, after giving due notice thereof, the following enrolled bills and a resolution:

SCR 32, Recognizing the valuable contributions of Charles O. Kilpatrick,

SB 21, Authorizing the transfer of certain land from Texas Tech University to Texas Tech University School of Medicine.

SB 42, Providing for assistance payments to the surviving spouse and minor children of campus security personnel commissioned as peace officers who suffer death in the course of duty.

HB 2, Relating to duties of County Attorney and District Clerk and jurisdiction of County Court and District Court of Johnson County.

HB 102, Relating to the date on which federal decennial census is to be recognized and acted upon by the state and its agencies and political subdivisions.

HB 499, Appropriating funds to the Attorney General's Office, the Industrial Accident Board, and the Comptroller of Public Accounts; transferring House of Representatives funds for finances.

Representative Hale entered the House and was announced present.

MEMORIAL RESOLUTION ADOPTED

The following Memorial Resolution was adopted unanimously by a rising vote:

HSR 162, by Adams: In memory of Max H. Robinson.

CONGRATULATORY RESOLUTIONS ADOPTED

The following Congratulatory Resolutions were adopted unanimously:

HSR 160, by Aubry Moore: Commending Deputy Sheriff Wendell Dover of Ennis.

HSR 161, by Golman: Commending Mr. Julius Schepps.

On motion of Mr. Coats the names of all the Members of the House were added to HSR 161 as signers thereof.

MESSAGE FROM THE SENATE

Austin, Texas, March 1, 1971

Honorable Gus Mutscher, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

HCR 43, By Tarbox, Slider: In memory of Mrs. Oscar J. Sexton.

HCR 59, By Howard: In memory of Judge Norman Leonard Dalby.

Respectfully,
CHARLES A. SCHNABEL
Secretary of the Senate

Representative Cruz entered the House and was announced present.

HSR 163—ADOPTED

(Extending best wishes to Sergeant at Arms Walter W. Schaefer)

Mr. Cavness offered the following resolution:

HSR 163

Whereas, Walter W. Schaefer has diligently and efficiently maintained order in the Texas House of Representatives for the past quarter of a century, and since his heart attack on February 2, 1971, his presence has been sorely missed by the entire family of the State Capitol, and especially by the Members of the House who have come to depend upon his services; and

Whereas, Our "good Dutchman" is a tactful master at preserving proper order and decorum in the lobbies, galleries, and many other rooms under his supervision, and on the floor of the House, where the constant antics of House Members require his utmost patience and diplomacy; and

Whereas, With the Legislature now embroiled in the most complex and

challenging session in the history of our great state, the Members of the 62nd Legislature are not ready for Walter Schaefer to buy his long-dreamed-of bicycle and retire to New Braunfels, and we anxiously look forward to his return in restored health in a few weeks; and

Whereas, Only his beloved wife, Hazel, and his faithful dog, Dulci, could miss him more than the 150 Members of the House, the cracker-throwing pages, and his stern assistant guards; now, therefore, be it

Resolved, That the House of Representatives of the 62nd Legislature extend its best wishes to its Sergeant at Arms, Walter W. Schaefer, with sincere hopes for a speedy recovery and early return to his duties in the House; and, be it further

Resolved, That an official copy of this Resolution be prepared for Sergeant Schaefer as a token of the genuine affection and esteem held for him by the Members of the House of Representatives.

Signed: Cavness, Foreman, Harold Davis and Traeger.

The resolution was read and was unanimously adopted.

On motion of Mr. Wieting the names of all the Members of the House were added to the resolution as signers thereof.

Representatives Allred and Finney entered the House and were announced present.

CONGRATULATORY RESOLUTION ADOPTED

The following Congratulatory Resolution was adopted unanimously:

HCR 60, by Swanson, Von Dohlen, Truan, Rodriguez, Dramberger, Cruz, Lombardino, Sanchez, Garcia, Carrillo, Vale, and Santiesteban: Concerning the celebration of Cinco de Mayo Day (May 5) and paying tribute to General Don Ignacio Zaragoza.

On motion of Mr. Caldwell the names of all the Members of the House were added to HCR 60 as signers thereof.

MEMORIAL RESOLUTION ADOPTED

The following Memorial Resolution was adopted unanimously by a rising vote:

SCR 35, In memory of Del S. Beeman.

MESSAGE FROM THE SENATE

Austin, Texas, March 1, 1971

Honorable Gus Mutscher, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

HCR 37, By D. Jones and Calhoun: Inviting Dr. Rupert N. Richardson to address a Joint Session of the Texas Legislature on San Jacinto Day.

HCR 44, By A. Moore: That the *Lupinus Texensis* and any other variety of bluebonnet not heretofore recorded be recognized along with the *Lupinus Subcarnosus* as the official state flower of the State of Texas.

Respectfully,
CHARLES A. SCHNABEL
Secretary of the Senate

SENATE BILLS ON FIRST READING

The following Senate Bills were today laid before the House, read first time and referred to Committees, as follows:

SB 13 to the Committee on State Affairs.

SB 116 to the Committee on Criminal Jurisprudence.

SB 136 to the Committee on Counties.

SB 180 to the Committee on Counties.

SB 215 to the Committee on Counties.

SB 222 to the Committee on Appropriations.

SB 241 to the Committee on Judicial Districts.

HSR 153—REFERRED TO COMMITTEE

(Concerning changes in certain textbooks)

Mr. Blythe offered the following resolution:

HSR 153

Whereas, All citizens of the State of Texas are vitally concerned with the quality of education which young students receive; and

Whereas, The textbook is a major educational tool used in guiding and teaching these young students; and

Whereas, The publishers of textbooks which are to be considered for use in Texas schools have agreed to make the changes requested by the State Textbook Committee and approved by the Commissioner and his staff; and

Whereas, The following books have not been properly changed, corrected or deleted as provided for in the Texas Education Agency's "1970 Textbooks Adoptions—Changes Requested of Publishers":

SCOPE/READING 3, published by Harper and Row;

THEMES & WRITERS: AMERICAN LITERATURE, published by the Webster Division of the McGraw-Hill Book Company;

THEMES & WRITERS: WESTERN LITERATURE, published by the Webster Division of the McGraw-Hill Book Company;

LITERATURE III, published by Holt, Rinehart and Winston;

LITERATURE IV, published by Holt, Rinehart and Winston; therefore, be it

Resolved, That the Texas House of Representatives strongly urges the Commissioner of Education to demand that the publishers make each and every change, correction, addition, or deletion which has been requested by the State Textbook Committee and approved by the Commissioner as specified in the Texas Education Agency's "1970 Textbook Adoptions—Changes Requested of Publishers"; furthermore, be it

Resolved, That the requested changes in these and all other textbooks be made by the publishers before any of these textbooks are distributed to the local school districts to be considered for their use in Texas schools; and, furthermore, be it

Resolved, That any textbook which has not been properly corrected, shall not be distributed to the local schools.

The resolution was referred to the Committee on Public Education.

HCR 58—REFERRED TO COMMITTEE

(Concerning intrastate reciprocal retirement plan)

Mr. Golman offered the following resolution:

HCR 58

Whereas, The challenges of state and local government in meeting the urgent and complex problems of a growing urban population require the most talented and capable personnel available; and

Whereas, The retention and career progress of talented and capable personnel in state and local government employment can be improved materially by policies which permit the early vesting of earned retirement rights and facilitate their transfer between major public service retirement systems; and

Whereas, The statewide public service retirement systems in Texas have a responsibility for using their retirement programs and priorities to encourage the retention and career progress of talented and capable personnel; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the directors of the four major public service retirement systems in Texas, in cooperation with the Governor or his designated representative, be requested to prepare an intrastate reciprocal retirement plan that provides for the preservation and continuity of earned retirement benefits and credits of public service employees who transfer between covered political

subdivisions or agencies of government within the state and includes a thorough examination of vesting with recommendations for mutual lowering of the service period to not over five years with common pension provisions for employees who leave their contributions in the retirement fund; and, be it further

Resolved, That this plan be prepared as a special report to the Governor and the 63rd Texas Legislature and be submitted not later than September 1, 1972.

The resolution was referred to the Committee on Resolutions and Interim Activities.

MASCOT RESOLUTIONS

The following Mascot Resolutions were referred to the Committee on House Administration:

HSR 155, by Hull: To name Courtney Read Cobb Mascot of the House.

(Mr. Orr in the Chair)

HSR 156, by Hull: To name Cammie Lewis Mascot of the House.

HSR 157, by Hull: To name Cathy Lewis Mascot of the House.

HOUSE JOINT RESOLUTIONS ON FIRST READING

The following House Joint Resolutions were today laid before the House, read first time and referred to the Committee on Constitutional Amendments:

By Golman:

HJR 45, A Joint Resolution proposing an Amendment to Article V, Section 26, of the Texas Constitution to permit the state to appeal criminal cases in which evidence is suppressed prior to trial.

By Golman:

HJR 46, A Joint Resolution proposing an Amendment to Section 18, Article VIII, Constitution of the State of Texas, to amend the requirement that the county commissioners court be the tax valuation equalization board for the county; providing that the county commissioners court may either act as the tax valuation equalization board or may appoint a board to act as the tax valuation equalization board.

By Earthman:

HJR 47, A Joint Resolution proposing an Amendment to Article III, Section 24, and Article IV, Section 17, of the Texas Constitution, to provide for an annual salary of \$12,000 for the Members of the Legislature and an annual salary of \$30,000 for the Lieutenant Governor and the Speaker of the House of Representatives; and to increase the per diem received by all Members of the Legislature, the Lieutenant Governor, and the Speaker of the House of Representatives to not more than \$25 per day.

By Truan:

HJR 48, A Joint Resolution proposing an Amendment to Article III, Section 52, Subsection (a), of the Constitution of the State of Texas; providing that any county, city, town, or other political corporation or subdivision of the state may purchase insurance from a mutual insurance company; and providing for the necessary election and the form of the ballot.

By Harding:

HJR 49, A Joint Resolution proposing an Amendment to Sections 1 and 2 of Article VI of the Constitution of the State of Texas, so as to lower the minimum age for qualification as an elector to the age of eighteen (18) years.

HOUSE BILLS ON FIRST READING

The following House Bills were today laid before the House, read first time and referred to Committees, as follows:

By Beckham:

HB 741, A bill to be entitled An Act relating to the salary of the juvenile officer and assistant juvenile officer of Grayson County and to the appointment of a clerk or secretary for the office of the juvenile officer; amending Sections 1 and 2, Chapter 198, Acts of the 59th Legislature, Regular Session, 1965 (Article 5142c-4, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Counties.

By Poerner and John Allen:

HB 742, A bill to be entitled An Act relating to the salary of supervisors of fresh water supply districts; amending Article 7902, Revised Civil Statutes of Texas, 1925; and declaring an emergency.

Referred to Committee on Conservation and Reclamation.

By Ligarde:

HB 743, A bill to be entitled An Act defining the term "eligible junior college district"; authorizing the annexation of territory by an eligible junior college district under certain circumstances; and declaring an emergency.

Referred to Committee on Counties.

By Golman, Poerner, Bynum, McKissack, Swanson, Hubenak, and McAlister:

HB 744, A bill to be entitled An Act relating to the creation and operation of the State Board of Electrologists and the licensing and regulation of electrologists and electrology schools and shops; providing penalties; and declaring an emergency.

Referred to Committee on State Affairs.

By Golman:

HB 745, A bill to be entitled An Act authorizing the state to furnish technical assistance to local governments in regulating the physical development of unincorporated areas; requiring the submission of plans; authorizing the assumption of regulatory authority by the state; providing reimbursement for expenses; and declaring an emergency.

Referred to Committee on Urban Affairs.

By Golman:

HB 746, A bill to be entitled An Act amending Sections 2 and 6 of Chapter 546, Acts of the 59th Legislature, Regular Session, 1965, as amended (Article 4413 (29aa) VTCS), "Commission on Law Enforcement Officers Standards and Education," authorizing the Commission to enforce minimum training requirements for peace officers in supervisory positions; prohibiting the permanent appointment of peace officers who have not obtained minimum hours of classroom training after designated dates; and declaring an emergency.

Referred to Committee on State Affairs.

By Nichols, Braun, Bigham, and Reed:

HB 747, A bill to be entitled An Act relating to the distribution of dividends by certain insurers after an operating loss; amending Chapter 21, Texas Insurance Code, as amended, by adding Article 21.31-1; and declaring an emergency.

Referred to Committee on Insurance.

By T. Holmes:

HB 748, A bill to be entitled An Act prohibiting the use of devices for calling wild fox, spotlighting, trapping or poisoning of wild fox or any other predatory animal; providing a penalty; and declaring an emergency.

Referred to Committee on Parks and Wildlife.

By Pickens:

HB 749, A bill to be entitled An Act amending Chapter 494, Section 1, Acts of the 58th Legislature, Regular Session, 1963, as amended by Chapter 137, Section 1, and by Chapter 138, Section 1, Acts of the 61st Legislature, Regular Session, 1969, (compiled as Article 4582b of Vernon's Texas Civil Statutes) regulating the professions of funeral directing and embalming and the conduct of funeral establishments; providing a severability clause; and declaring an emergency.

Referred to Committee on State Affairs.

By Hawkins and Williamson:

HB 750, A bill to be entitled An Act relating to the method of payment

of sums in certain circumstances to the Employees Retirement System of Texas; amending Section 4, Chapter 352, Acts of the 50th Legislature, 1947, as amended (Article 6228a, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on State Affairs.

By Hull:

HB 751, A bill to be entitled An Act relating to the exemption of peace officers with full-time employment from the Private Investigators, Private Patrolmen, Private Guards and Managers Act in certain circumstances; amending Subsection (a), Section 14, Chapter 610, Acts of the 61st Legislature, Regular Session, 1969 (Article 4413 (29bb), Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Governmental Affairs and Efficiency.

By Calhoun:

HB 752, A bill to be entitled An Act relating to making certain changes in the motor fuel tax concerning authorizing certain tax-free sales without authorization of the Comptroller, increasing the allowance for evaporation and other handling losses and allocating the allowance, prohibiting certain tax-free sales without there being written notification of the purchaser's bond, and requiring the Comptroller to issue such notifications on request, providing tax liability for certain sales without proper notification from the Comptroller, raising the amount of bond that may be required, requiring reports from persons not giving additional bond, giving certain certificates of deposit in lieu of bond, and making other conforming amendments; amending Subdivisions (10) and (13) of Article 9.01, Section (2) of Article 9.02, Article 9.05, Section (2) of Article 9.06, and Sections (1), (2), and (4) of Article 9.07, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency.

Referred to Committee on Revenue and Taxation.

By Floyd and Dramberger:

HB 753, A bill to be entitled An Act relating to the authority of the State Department of Health to issue certificates of need for the construction or expansion of nursing and convalescent homes and similar institutions where required as a prerequisite for securing loans; and declaring an emergency.

Referred to Committee on Public Health.

By Floyd and Dramberger:

HB 754, A bill to be entitled An Act relating to the authority of commissioners courts to regulate certain real estate subdivisions; amending Subsection (b), Section 1, Chapter 151, Acts of the 52nd Legislature, 1951 (Article 2372k, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Counties.

By T. Moore:

HB 755, A bill to be entitled An Act relating to the registration of antique trucks; amending Section 5a, Chapter 88, Acts of the 41st Legislature, 2nd Called Session, 1929 (Article 6675a-5a, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Highways and Roads.

By Uher:

HB 756, A bill to be entitled An Act prescribing compensation for county officials in certain counties; amending Chapter 427, Acts of the 54th Legislature, 1955, as amended (Article 3883i, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Counties.

By Uher:

HB 757, A bill to be entitled An Act prescribing compensation for county officials in certain counties; amending Chapter 427, Acts of the 54th Legislature, 1955, as amended (Article 3883i, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Counties.

By Truan, Z. Holmes, and Farenthold:

HB 758, A bill to be entitled An Act promoting and protecting the welfare of the people of Texas by prevention and elimination of certain unreasonable practices and policies, including discrimination based upon race, color, religion, national origin, age, or sex; providing for remedies and penalties; creating a Texas Human Relations Commission; providing for local sections thereof and defining the functions, powers, and duties of the commission; regulating the relation between the state commission and local commissions; and declaring an emergency.

Referred to Committee on State Affairs.

By Cavness, Dramberger, Hubenak, Jungmichel, Kubiak, Stewart, Adams, Clayton, Hilliard, Allred, Lombardino, and Uher:

HB 759, A bill to be entitled An Act relating to restrictions on loads of motor vehicles transporting dirt, sand, gravel, wood chips, or certain other loose materials; amending Chapter 42, General Laws, Acts of the 41st Legislature, 2nd Called Session, 1929, as amended (Article 827a, Vernon's Texas Penal Code); providing a penalty; repealer clause; severability clause; and declaring an emergency.

Referred to Committee on Motor Transportation.

By Daniel:

HB 760, A bill to be entitled An Act relating to compensation of county officials in certain counties; amending Chapter 427, Acts of the 54th Legis-

lature, 1955, as amended (Article 3883i, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Counties.

By Von Dohlen:

HB 761, A bill to be entitled An Act providing standards for state administrative agency practice and procedure; providing for review of state agency proceedings; repealing Chapter 274, Acts of the 57th Legislature, Regular Session, 1961 (Article 6252-13, Vernon's Texas Civil Statutes), and other laws in conflict; and declaring an emergency.

Referred to Committee on Judiciary.

By Williamson, B. Bass, Lovell, John Allen, Solomon, Ingram, Price, and Howard:

HB 762, A bill to be entitled An Act relating to the creation of Tyler State College; and declaring an emergency.

Referred to Committee on State Affairs.

By Hale:

HB 763, A bill to be entitled An Act relating to certain counties in which there are three or more courts having any of the jurisdiction conferred upon district courts; authorizing transfer of cases and exchange of benches rule-making for the assignment and docketing of cases, and the election and appointment of certain presiding judges in those counties; and declaring an emergency.

Referred to Committee on Judiciary.

By Pickens:

HB 764, A bill to be entitled An Act permitting the service of a summons to report for jury service verbally, by first class mail, or by registered mail; amending Section 1, Chapter 338, Acts of the 45th Legislature, Regular Session, 1937 (Article 2116d, Vernon's Texas Civil Statutes); repealing Chapter 339, Acts of the 45th Legislature, Regular Session, 1937 (Article 2116e, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Judiciary.

By C. Parker:

HB 765, A bill to be entitled An Act relating to firemen or policemen receiving, upon termination of their service, a lump-sum payment of the full amount of salary for accumulated sick leave and vacation leave; amending Section 26, Chapter 325, Acts of the 50th Legislature, Regular Session, 1947, as amended (Article 1269m, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Urban Affairs.

By C. Parker:

HB 766, A bill to be entitled An Act relating to residence requirements for employees and officials of city governments; and declaring an emergency.

Referred to Committee on Urban Affairs.

By Ligarde and Santiesteban:

HB 767, A bill to be entitled An Act relating to prohibiting the disclosure of information concerning certain convictions for possession of two ounces or less of cannabis; providing for proof of the amount of cannabis possessed and for the notation of the amount on certain records; providing exceptions; providing civil liability; amending the Uniform Narcotic Drug Act, as amended (Article 725b, Vernon's Texas Penal Code); and declaring an emergency.

Referred to Committee on Criminal Jurisprudence.

By Truan:

HB 768, A bill to be entitled An Act relating to the definition of "permanent and total disability" as used in determining eligibility for assistance grants; amending Subsection (2), Section 16-B, Chapter 1, General Laws, page 544, Acts of the 46th Legislature, Regular Session, 1939, as amended (Article 695c, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on State Affairs.

By Truan:

HB 769, A bill to be entitled An Act relating to the licensing of migrant labor camps by the State Department of Health; providing penalties; repealing conflicting laws; providing for severability; and declaring an emergency.

Referred to Committee on State Affairs.

By Harding:

HB 770, A bill to be entitled An Act relating to the minimum age for qualification as an elector; amending Sections 33 and 34 of the election code of the State of Texas, relating to classes of persons not qualified to vote and qualification and requirements for voting, conditioned on the adoption of an amendment to the Constitution of the State of Texas lowering the minimum age for qualification as an elector to the age of eighteen (18) years; and declaring an emergency.

Referred to Committee on Elections.

By Lombardino and Johnson:

HB 771, A bill to be entitled An Act relating to the consumption of alcoholic beverages and the sale of certain alcoholic beverages on January 1; adding a new Subdivision (1-a) to Subsection (c), Section 4, Article I,

Texas Liquor Control Act, as amended (Article 666-4, Vernon's Texas Penal Code); amending Subsection 7, Section 15(e), Article I, Texas Liquor Control Act, as amended (Article 666-15(e), Vernon's Penal Code); amending Subsection (c) of, and adding a new Subsection (d) to, Section 10, Article II, Texas Liquor Control Act, as amended (Article 667-10, Vernon's Texas Penal Code); and declaring an emergency.

Referred to Committee on Liquor Regulation.

By Short, Baker, Johnson, Burgess, and Joe Hanna:

HB 772, A bill to be entitled An Act relating to abandoned mineral estates; declaring the policy and intent of the Legislature and setting forth the purpose of the Act; relating to the abandonment of a fee estate in minerals by a person other than the owner of the surface and the vesting of title in the state and the surface owner or owners; constituting the owner of the surface the agent of the state to execute leases; creating a prima facie case for the petitioner in a suit for declaratory judgment to declare the fee estate abandoned; providing for the prevention of a prima facie case for the petitioner by the recording of notice of non-abandonment of the interest claimed; defining terms; specifying non-application of the Act; and declaring an emergency.

Referred to Committee on Oil, Gas and Mining.

By Niland:

HB 773, A bill to be entitled An Act relating to the disposal of pesticides and pesticide containers; amending Subsection A, Section 3, Chapter 23, Acts of the 58th Legislature, 1963 (Article 135b-5, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Agriculture.

By Niland:

HB 774, A bill to be entitled An Act relating to a time limit and the burden of proof in contraband narcotics vessel, vehicle, or aircraft seizure and forfeiture hearings; amending Sections 5 and 6, Chapter 300, Acts of the 54th Legislature, 1955 (Article 725d, Vernon's Texas Penal Code); and declaring an emergency.

Referred to Committee on Criminal Jurisprudence.

By J. Nugent:

HB 775, A bill to be entitled An Act relating to the taking of doe deer by longbow and arrow in Kimble County; amending Section 13, Chapter 730, Acts of the 60th Legislature, Regular Session, 1967, as amended (Article 978j-1, Vernon's Texas Penal Code), by adding Subsection p; and declaring an emergency.

Referred to Committee on Parks and Wildlife.

By D. Jones:

HB 776, A bill to be entitled An Act amending Sections 11.21 and 11.22

in Subchapter B of Chapter 11, Texas Education Code, to apportion the State of Texas into Educational Districts and providing for the election in 1972 of a member from each District so defined, to constitute the membership of the State Board of Education; designating the term(s) of office and method to provide for the election of a third of the membership thereafter biennially; provided that the apportionment provision herein enacted for purposes of an election of an entire board in 1972 will not affect the membership of the current State Board of Education through December 31, 1972; and declaring an emergency.

Referred to Committee on Public Education.

By Williamson:

HB 777, A bill to be entitled An Act relating to the establishment of a Division of Early Childhood Education within the State Department of Education; providing for the certification of personnel in the field of early childhood education; amending Subchapter E, Chapter 11, Texas Education Code, by adding Section 11.64; and declaring an emergency.

Referred to Committee on Public Education.

By Williamson:

HB 778, A bill to be entitled An Act relating to the licensing of certain custodial and educational facilities and institutions for children by the Department of Public Welfare; providing for the rating of the facilities and institutions according to standards set by the department; providing for the endorsement of facilities and institutions which meet the highest standards set by the department as Child Development Centers; prohibiting the use of the Child Development Center endorsement for facilities and institutions which have not been so rated by the department; setting a penalty; amending Subdivisions (c) and (d) of Subsection 1, Subdivisions (a) of Subsection 5, and Subsection 10, of Section 8(a), and adding new Subsections 9A and 9B to Section 8(a), Chapter 1, General Laws, page 544, Acts of the 46th Legislature, Regular Session, 1939, as amended (Article 695c, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on State Affairs.

By Traeger:

HB 779, A bill to be entitled An Act relating to textbooks for children enrolled in kindergarten classes in the public schools of the state; providing an optional allotment in lieu of textbooks for new kindergarten classrooms; amending Subchapter A, Chapter 12, Texas Education Code, by adding Section 12.04; and declaring an emergency.

Referred to Committee on Public Education.

By Traeger:

HB 780, A bill to be entitled An Act providing that a public school kindergarten may be operated on a half-day basis or a full-day basis at the option of the governing board of the school district; providing for the allocation of kindergarten classroom teacher units under the minimum foundation school program; providing for teacher aides in certain kinder-

garten classes; amending Subchapter E, Chapter 21, Texas Education Code, by adding Section 21.135; amending Section 16.13, Texas Education Code; amending Section 2, Chapter 872, Acts of the 61st Legislature, Regular Session, 1969 (Article 2922-14d, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Public Education.

By C. Parker:

HB 781, A bill to be entitled An Act amending Section 3, Chapter 14, Acts of the 36th Legislature, 3rd Called Session, 1920, as amended (Article 6054, Vernon's Texas Civil Statutes) by empowering and authorizing the Railroad Commission of Texas to review, revise, and regulate orders and agreements of natural gas pipeline companies after due notice thereof and in so doing to fix and establish and enforce adequate and reasonable price of gas and rates of charges without regard to the prices and rates of charges provided in such orders and agreements; providing for the construction and cumulative effect of the Act; and declaring an emergency.

Referred to Committee on Oil, Gas and Mining.

(Speaker in the Chair)

Representatives Bill Bass and Lee entered the House and were announced present.

HCR 7—ADOPTED

The Speaker laid before the House the following resolution on committee report:

HCR 7, Urging the Texas Industrial Commission to include an import division within the agency.

Mr. Hawn offered the following amendment to HCR 7:

Amend HCR 7 by striking out the Resolving Clause and insert the following:

Resolved by the House of Representatives of the 62nd Legislature, the Senate concurring, That the Texas Legislature hereby urges the Texas Industrial Commission to promote, encourage, and energetically pursue aggressive programs to stimulate foreign trade and advise and assist commerce, industry or individuals seeking to bring goods into or through our borders.

The amendment was adopted without objection.

HCR 7, as amended, was adopted without objection.

HB 343 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 343, Adopting the Water Code.

The bill was read third time.

Mr. Clayton moved to postpone further consideration of HB 343 until 10:30 a.m., March 2.

The motion prevailed without objection.

SB 91 ON SECOND READING
(Mr. Presnal—House Sponsor)

The Speaker laid before the House, in lieu of HB 220, on its second reading and passage to third reading,

SB 91, A bill to be entitled An Act authorizing all State Agencies and Institutions to make advance payments to Federal and State Agencies for merchandise purchased from such agencies when advance payments will expedite the delivery of the merchandise; and declaring an emergency.

The bill was read second time and was passed to third reading.

Mr. Presnal moved to reconsider the vote by which SB 91 was passed to third reading and to table the motion to reconsider.

The motion to table prevailed.

HB 220 LAID ON THE TABLE SUBJECT TO CALL

Mr. Presnal moved that HB 220 be laid on the table subject to call.

There was no objection offered and it was so ordered.

HB 453 ON SECOND READING

The Speaker laid before the House on its second reading and passage to engrossment,

HB 453, A bill to be entitled An Act relating to safety of persons engaged in activities in the proximity of high voltage electric lines; prescribing penalties for violation; and declaring an emergency.

The bill was read second time and was passed to engrossment.

HB 453 ON THIRD READING

Mr. Carl Parker moved that the constitutional rule requiring bills to be read on three several days be suspended and that HB 453 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—115

Adams	Bass, T.	Burgess	Clayton
Allen, Joe	Beckham	Caldwell.	Cobb
Allen, John	Bigham	Calhoun	Cole
Allred	Blanton	Cates	Craddick
Angly	Boyle	Cavness	Cruz
Baker	Braecklein	Christian	Daniel
Bass, B.	Braun	Clark	Davis, H.

Denton	Holmes, T.	Neugent, D.	Sherman
Doyle	Holmes, Z.	Newton	Simmons
Dramberger	Hubenak	Nichols	Slider
Farenthold	Ingram	Niland	Smith
Finnell	Johnson	Ogg	Solomon
Finney	Jungmichel	Orr	Spurlock
Foreman	Kilpatrick	Parker, C.	Stewart
Garcia	Kost	Parker, W.	Stroud
Golman	Kubiak	Patterson	Swanson
Grant	Lemmon	Pickens	Tarbox
Hale	Lewis	Poerner	Traeger
Hanna, Joe	Ligarde	Poff	Truan
Hannah, John	Lombardino	Presnal	Uher
Harding	Longoria	Price	Vale
Harris	Lovell	Reed	Von Dohlen
Hawkins	McKissack	Salem	Ward
Hawn	Moncrief	Salter	Wayne
Haynes	Moore, A.	Sanchez	Wieting
Head	Moore, G.	Santiesteban	Williams
Heatly	Murray	Schulle	Williamson
Hendricks	Nabers	Semos	Wolff
Hilliard	Nelms	Shannon	

Nays—25

Agnich	Doran	Jones, E.	Rosson
Atwood	Earthman	Jones, G.	Silber
Blythe	Finck	Kaster	Tupper
Bowers	Floyd	Lee	Wyatt
Bynum	Graves	McAlister	
Coats	Howard	Mengden	
Davis, D.	Jones, D.	Nugent, J.	

Absent

Carrillo	Hull	Short	Slack
Gammage	Moreno		

Absent-Excused

Atwell	Moore, T.	Rodriguez	
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The Speaker then laid HB 453 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—143

Adams	Bass, B.	Braecklein	Cavness
Agnich	Bass, T.	Braun	Christian
Allen, Joe	Beckham	Burgess	Clark
Allen, John	Bigham	Bynum	Clayton
Allred	Blanton	Caldwell	Coats
Angly	Blythe	Calhoun	Cobb
Atwood	Bowers	Carrillo	Cole
Baker	Boyle	Cates	Craddick

Cruz	Head	Moncrief	Shannon
Daniel	Heatly	Moore, A.	Sherman
Davis, D.	Hendricks	Moore, G.	Short
Davis, H.	Hilliard	Murray	Silber
Denton	Holmes, T.	Nabers	Simmons
Doran	Holmes, Z.	Nelms	Slack
Doyle	Howard	Newton	Slider
Dramberger	Hubenak	Nichols	Smith
Earthman	Hull	Niland	Solomon
Farenthold	Ingram	Nugent, J.	Spurlock
Finck	Johnson	Ogg	Stewart
Finnell	Jones, D.	Orr	Stroud
Finner	Jones, E.	Parker, C.	Swanson
Floyd	Jones, G.	Parker, W.	Tarbox
Foreman	Jungmichel	Patterson	Traeger
Gammage	Kaster	Pickens	Truan
Garcia	Kilpatrick	Poerner	Tupper
Golman	Kost	Poff	Uher
Grant	Kubiak	Presnal	Vale
Graves	Lee	Price	Von Dohlen
Hale	Lemmon	Reed	Ward
Hanna, Joe	Lewis	Rosson	Wayne
Hannah, John	Ligarde	Salem	Wieting
Harding	Lombardino	Salter	Williams
Harris	Longoria	Sanchez	Williamson
Hawkins	Lovell	Santiesteban	Wolff
Hawn	McKissack	Schulle	Wyatt
Haynes	Mengden	Semos	

Absent

McAlister	Moreno	Neugent, D.
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Absent-Excused

Atwell	Moore, T.	Rodriguez
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Mr. Carl Parker moved to reconsider the vote by which HB 453 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 187 ON SECOND READING

The Speaker laid before the House on its second reading and passage to engrossment,

HB 187, A bill to be entitled An Act granting minors the capacity to consent to examination and treatment by a licensed physician for any condition, disease, or illness related to or caused by the use of narcotics or other drugs; and declaring an emergency.

The bill was read second time.

Mr. Foreman offered the following committee amendment to HB 187:

Committee Amendment No. 1

Amend HB 187 by striking all below the enacting clause and substituting the following:

"Section 1. A person 13 years of age or older has the capacity to consent to examination and treatment by a licensed physician for any drug addiction, drug dependency, or any condition directly related to drug use. No physician legally qualified to practice medicine in this state shall be liable for the examination and treatment of any person under the provisions of this Act, except for his own acts of negligence.

"Sec. 2. The importance of this legislation and the crowded condition of the calendars in both Houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and this Rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted."

Mr. Edmund Jones offered the following amendment to Committee Amendment No. 1 to HB 187:

Amend the Second Printing to HB 187 by adding the following to Sec. 1:

This act shall not apply when in fact, the minor is residing in the same household as his or her parents or guardians.

Mr. Moncrief moved to table the above amendment.

A record vote was requested.

The motion to table the amendment by Mr. Edmund Jones prevailed by the following vote:

Yeas—139

Adams	Bynum	Denton	Hanna, Joe
Agnich	Caldwell	Doran	Harding
Allen, Joe	Calhoun	Doyle	Harris
Allen, John	Carrillo	Dramberger	Hawkins
Allred	Cates	Earthman	Hawn
Angly	Cavness	Farenthold	Haynes
Baker	Christian	Finck	Head
Bass, B.	Clark	Finnell	Heatly
Bass, T.	Clayton	Finnery	Hendricks
Beckham	Coats	Floyd	Hilliard
Bigham	Cobb	Foreman	Holmes, Z.
Blanton	Cole	Gammage	Howard
Bowers	Craddick	Garcia	Hubenak
Boyle	Cruz	Golman	Hull
Braecklein	Daniel	Grant	Ingram
Braun	Davis, D.	Graves	Johnson
Burgess	Davis, H.	Hale	Jones, D.

Jones, G.	Moore, G.	Price	Stewart
Jungmichel	Murray	Reed	Stroud
Kaster	Nabers	Salem	Swanson
Kilpatrick	Nelms	Salter	Tarbox
Kost	Neugent, D.	Sanchez	Traeger
Kubiak	Newton	Santiesteban	Truan
Lee	Nichols	Schulle	Tupper
Lemmon	Niland	Semos	Uher
Lewis	Nugent, J.	Shannon	Vale
Ligarde	Ogg	Sherman	Von Dohlen
Lombardino	Orr	Short	Ward
Longoria	Parker, C.	Silber	Wayne
Lovell	Parker, W.	Simmons	Wieting
McAlister	Patterson	Slack	Williams
McKissack	Pickens	Slider	Williamson
Mengden	Poerner	Smith	Wolff
Moncrief	Poff	Solomon	Wyatt
Moore, A.	Presnal	Spurlock	

Nays—4

Blythe	Hannah, John	Holmes, T.	Rosson
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Absent

Atwood	Jones, E.	Moreno
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Absent-Excused

Atwell	Moore, T.	Rodriguez
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Committee Amendment No. 1 was adopted.

HB 187, as amended, was passed to engrossment.

HB 187 ON THIRD READING

Mr. Moncrief moved that the constitutional rule requiring bills to be read on three several days be suspended and that HB 187 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—116

Adams	Braun	Craddick	Hale
Allen, John	Burgess	Davis, D.	Hanna, Joe
Allred	Calhoun	Davis, H.	Harding
Angly	Carrillo	Dramberger	Harris
Atwood	Cates	Earthman	Hawkins
Baker	Cavness	Farenthold	Hawn
Beckham	Christian	Finnell	Haynes
Bigham	Clark	Finney	Head
Blanton	Clayton	Foreman	Hendricks
Blythe	Coats	Garcia	Hilliard
Boyle	Cobb	Golman	Holmes, T.
Braecklein	Cole	Grant	Holmes, Z.

Howard	McKissack	Presnal	Solomon
Hubenak	Mengden	Price	Spurlock
Hull	Moncrief	Reed	Stewart
Ingram	Moore, A.	Salem	Stroud
Johnson	Moore, G.	Salter	Swanson
Jones, D.	Murray	Sanchez	Tarbox
Jones, E.	Nabers	Santiesteban	Traeger
Jungmichel	Nelms	Schulle	Truan
Kilpatrick	Neugent, D.	Semos	Tupper
Kost	Newton	Shannon	Uher
Kubiak	Niland	Sherman	Von Dohlen
Lemmon	Ogg	Short	Ward
Lewis	Orr	Silber	Wayne
Lombardino	Parker, C.	Simmons	Wieting
Longoria	Parker, W.	Slack	Williams
Lovell	Poerner	Slider	Williamson
McAlister	Poff	Smith	Wolff

Nays—26

Agnich	Denton	Hannah, John	Patterson
Allen, Joe	Doran	Jones, G.	Pickens
Bass, B.	Doyle	Kaster	Rosson
Bowers	Finck	Lee	Vale
Bynum	Floyd	Ligarde	Wyatt
Caldwell	Gammage	Nichols	
Cruz	Graves	Nugent, J.	

Absent

Bass, T.	Daniel	Heatly	Moreno
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Absent-Excused

Atwell	Moore, T.	Rodriguez
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The Speaker then laid HB 187 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—141

Adams	Boyle	Cole	Floyd
Agnich	Braecklein	Craddick	Foreman
Allen, Joe	Braun	Cruz	Gammage
Allen, John	Burgess	Daniel	Garcia
Allred	Bynum	Davis, D.	Golman
Angly	Caldwell	Davis, H.	Grant
Atwood	Calhoun	Denton	Graves
Baker	Carrillo	Doran	Hale
Bass, B.	Cates	Doyle	Hanna, Joe
Bass, T.	Cavness	Dramberger	Harding
Beckham	Christian	Earthman	Harris
Bigham	Clark	Farenthold	Hawkins
Blanton	Clayton	Finck	Hawn
Blythe	Coats	Finnell	Haynes
Bowers	Cobb	Finney	Head

Heatly	Lombardino	Pickens	Spurlock
Hendricks	Longoria	Poerner	Stewart
Hilliard	Lovell	Poff	Stroud
Holmes, T.	McAlister	Presnal	Swanson
Holmes, Z.	McKissack	Price	Tarbox
Howard	Mengden	Reed	Traeger
Hubenak	Moncrief	Salem	Truan
Hull	Moore, A.	Salter	Tupper
Ingram	Moore, G.	Sanchez	Uher
Johnson	Murray	Santiesteban	Vale
Jones, D.	Nabers	Schulle	Von Dohlen
Jones, E.	Nelms	Semos	Ward
Jones, G.	Neugent, D.	Shannon	Wayne
Jungmichel	Newton	Sherman	Wieting
Kaster	Nichols	Short	Williams
Kilpatrick	Niland	Silber	Williamson
Kost	Nugent, J.	Simmons	Wolff
Kubiak	Ogg	Slack	Wyatt
Lee	Orr	Slider	
Lemmon	Parker, C.	Smith	
Lewis	Patterson	Solomon	

Nays—1**Rosson****Absent**

Hannah, John	Ligarde	Moreno	Parker, W.
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Absent-Excused

Atwell	Moore, T.	Rodriguez
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Mr. Moncrief moved to reconsider the vote by which HB 187 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 235 ON SECOND READING

The Speaker laid before the House on its second reading and passage to engrossment,

HB 235, A bill to be entitled An Act establishing the duties of public school principals; and declaring an emergency.

The bill was read second time.

Mr. Hale and Mr. Kubiak offered the following amendment to HB 235:

Amend HB 235 by striking all below the enacting clause and substituting in lieu thereof the following:

Section 1. Chapter 16, Texas Education Code, is hereby amended by adding thereto a new Section to be numbered and described as Section 16.08, such new Section to read as follows:

Section 16.08. Duties of public school principals.

Public School Principals, who shall hold valid administrative certificates, shall be responsible for:

(a) Assuming administrative responsibility and instructional leadership, under the supervision of the superintendent, for discipline, and the planning, operation, supervision, and evaluation of the educational program of the attendance area in which he is assigned.

(b) Submitting recommendations to the superintendent concerning assignment, promotion, and dismissal of all personnel assigned to the attendance center;

(c) Performing any other duties assigned by the superintendent pursuant to school board policy.

Section 2. The crowded conditions of the calendar, and the fact that recent challenges to the authority of school principals have created uncertainty in the operation of public schools creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days be suspended, and the same is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

Mr. Williamson offered the following amendment to the above amendment to HB 235:

Amend Hale-Kubiak amendment to HB 235 by adding to Section 16.08 of HB 235 by adding the word "evaluation," between the words "assignment," and "promotion".

The amendment was adopted without objection.

The Hale-Kubiak amendment, as amended, was adopted.

HB 235, as amended, was passed to engrossment.

Mr. Kubiak moved to reconsider the vote by which HB 235 was passed to engrossment and to table the motion to reconsider.

The motion to table prevailed.

HB 1 ON SECOND READING

Mr. Head moved that all necessary rules be suspended to take up and consider at this time, HB 1.

The motion prevailed.

The Speaker laid before the House on its second reading and passage to engrossment,

HB 1, A bill to be entitled An Act amending Section 1, Chapter 581, Acts of the 61st Legislature, Regular Session, 1969 (Article 2326j-73, Vernon's Texas Civil Statutes), relating to compensation of the official shorthand

reporter for the 4th Judicial District; providing for severability; and declaring an emergency.

The bill was read second time.

Mr. Head offered the following committee amendment to HB 1:

Committee Substitute

Amend HB 1 by striking all below the enacting clause and insert the following:

Be It Enacted by the Legislature of the State of Texas:

Section 1. Section 1, Chapter 581, Acts of the 61st Legislature, Regular Session, 1969 (Article 2326j-73, Vernon's Texas Civil Statutes), is amended to read as follows:

"Section 1. The official shorthand reporter for the 4th Judicial District shall receive a salary of not less than \$4,800 nor more than \$10,200 per annum, said salary to be fixed, determined, and set by the judge of the 4th District Court, and shall be in addition to transcript fees, fees for statements of facts, and all other fees. From and after the time that said judge shall have entered an order in the minutes of said court, which order shall be a public record and open for inspection, stating specifically the amount of salary to be paid to said reporter, and shall have filed a copy of said order with the commissioners court of Rusk County, the salary so determined, fixed and set shall be paid monthly out of the general fund or the jury fund or any fund available for the purpose.

Sec. 2. If any word, phrase, clause, paragraph, sentence, part, portion or provision of this Act shall be held to be invalid or unconstitutional, the remainder of the Act shall nevertheless be valid, and the legislature hereby declares that this Act would have been enacted without such invalid or unconstitutional word, phrase, clause, paragraph, sentence, part, portion or provision.

Sec. 3. The importance of this legislation and the crowded condition of the calendars in both Houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and this Rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

The committee amendment was adopted without objection.

HB 1, as amended, was passed to engrossment.

**MOTION TO PLACE
HB 1 ON THIRD READING**

Mr. Head moved that the constitutional rule requiring bills to be read on three several days be suspended and that HB 1 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—97

Allen, Joe	Dramberger	Kilpatrick	Salter
Allen, John	Farenthold	Kubiak	Sanchez
Allred	Finnell	Lemmon	Santiesteban
Atwood	Finney	Ligarde	Schulle
Baker	Foreman	Lombardino	Shannon
Bass, B.	Gammage	Longoria	Short
Beckham	Garcia	Lovell	Silber
Bigham	Golman	McAlister	Simmons
Blythe	Grant	McKissack	Slack
Boyle	Hanna, Joe	Mengden	Smith
Braun	Hannah, John	Moncrief	Solomon
Burgess	Harding	Moore, A.	Spurlock
Caldwell	Harris	Moore, G.	Stewart
Carrillo	Hawkins	Nelms	Stroud
Cates	Hawn	Neugent, D.	Truan
Cavness	Haynes	Nichols	Vale
Clark	Head	Ogg	Von Dohlen
Coats	Hendricks	Parker, C.	Ward
Cole	Holmes, T.	Parker, W.	Wieting
Craddick	Holmes, Z.	Patterson	Williams
Cruz	Howard	Presnal	Williamson
Daniel	Hubenak	Price	Wyatt
Davis, H.	Hull	Reed	
Denton	Jones, E.	Rosson	
Doyle	Jungmichel	Salem	

Nays—43

Adams	Cobb	Jones, D.	Pickens
Agnich	Davis, D.	Jones, G.	Poerner
Angly	Doran	Kaster	Poff
Bass, T.	Earthman	Kost	Slider
Blanton	Finck	Lee	Swanson
Bowers	Floyd	Lewis	Tarbox
Braecklein	Graves	Murray	Tupper
Bynum	Hale	Nabers	Uher
Calhoun	Hilliard	Niland	Wayne
Christian	Ingram	Nugent, J.	Wolff
Clayton	Johnson	Orr	

Absent

Heatly	Newton	Sherman	Traeger
Moreno	Semos		

Absent-Excused

Atwell	Moore, T.	Rodriguez
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ADJOURNMENT

Mr. Hull moved that the House adjourn until 10:30 a.m. tomorrow.

The motion prevailed without objection.

The House accordingly, at 1:00 p.m., adjourned until 10:30 a.m. tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by Committees on bills and resolutions, as follows:

Engrossed and Enrolled Bills: Correctly engrossed—HB 343, HCR 28, HCR 37, HCR 59. Correctly enrolled—HB 2, HB 15, HB 102, HB 499.

Insurance: HB 461.

Motor Transportation: HB 182.

Urban Affairs: HB 225, HB 226, SB 65, SB 341.

SENT TO THE GOVERNOR
March 1, 1971

HB 2

HB 102

THIRTY-FIRST DAY—TUESDAY, MARCH 2, 1971

The House met at 10:30 a.m. and was called to order by the Speaker.

The roll of the House was called and the following Members were present:

Mr. Speaker	Carrillo	Floyd	Hubenak
Adams	Cates	Foreman	Hull
Agnich	Cavness	Gammage	Ingram
Allen, John	Christian	Garcia	Johnson
Allred	Clark	Golman	Jones, D.
Angly	Clayton	Grant	Jones, E.
Atwood	Coats	Graves	Jones, G.
Baker	Cobb	Hale	Jungmichel
Bass, B.	Cole	Hanna, Joe	Kaster
Bass, T.	Craddick	Hannah, John	Kilpatrick
Beckham	Cruz	Harding	Kost
Bigham	Daniel	Harris	Kubiak
Blanton	Davis, D.	Hawkins	Lee
Blythe	Davis, H.	Hawn	Lemmon
Bowers	Denton	Haynes	Lewis
Boyle	Doran	Head	Lombardino
Braecklein	Doyle	Heatly	Longoria
Braun	Dramberger	Hendricks	Lovell
Burgess	Earthman	Hilliard	McAlister
Bynum	Farenthold	Holmes, T.	McKissack
Caldwell	Finck	Holmes, Z.	Mengden
Calhoun	Finnell	Howard	Moncrief